

1996

# Summary of Legislation 1995-06 Legislative Session

Assembly Committee on Higher Education

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# HIGHER



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# ***Assemblyman Brooks Firestone Chairman***

## ***Summary of Legislation 1995 - 96 Legislative Session***

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**ON**  
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**TO INTERESTED PARTIES:**

Enclosed is a summary of legislation which the Assembly Committee on Higher Education considered in the 1995-96 Legislative Session. The summary briefly describes each of the measures in its last amended version, reports each bill's final status, and is indexed by subject matter and by bill number for easy reference.

Much of the legislation passed during the session represented major initiatives in difficult policy areas including the following: Assembly Bill (AB) 1168 placed a \$3 billion General Obligation bond measure before the voters for K-12 and higher education facilities; AB 3133 improved the California Student Aid Commission's ability to compete with out-of-state loan guarantors and saves California students more than \$16 million in loan fees; AB 1543 appropriated \$5 million to backfill the community colleges 1994-95 property tax revenue shortfall; AB 3132 gave the California State University (CSU) system more autonomy from the state to better accomplish its mission -- educating college students -- with less state bureaucracy and red-tape; AB 2613 established a process which would allow any CSU campus to make payments directly to vendors from its revolving fund; and AB 2306 allowed more California students access to the Cal Grant program.

From the outset of this legislative session, and in the spirit of post Proposition 140, the transition of the Committee in a harmonious fashion was a highlight to its success. The work of the Committee is the result of dedicated commitment by its exceptionally capable members and staff. I wish to thank my colleagues for their intensity of focus, willingness to grapple with hard choices, and utter devotion to education. In addition, I wish to acknowledge Marguerite Archie-Hudson's contribution as Chairwoman during 1995 and her staff: Christopher Cabaldon as Chief Consultant, Andrew Shaw as Senior Consultant, and Patricia Hawkins as Committee Secretary. Furthermore, I wish to recognize the dedicated services of our staff during 1996: Wess Larson as Chief Consultant, Alva Johnson as Senior Consultant, Jane Leonard Brown as Committee Secretary, Phil Nails as Republican Consultant and Hal Geigoe as Democrat Consultant.

Sincerely,



BROOKS FIRESTONE  
Chairman



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## GLOSSARY OF TERMS

### Legislative Measures

AB	Assembly Bill
ACA	Assembly Constitutional Amendment
ACR	Assembly Concurrent Resolution
SB	Senate Bill
SCR	Senate Concurrent Resolution

### Terminology

Died	Measure failed passage, lapsed deadline, or suspended progression.
Chaptered	Measure has been enacted into law.
Vetoed	Measure refused approval by Governor.

## AFFIRMATIVE ACTION

**AB 211 (Richter) Employment Preferences: Prohibition.** Would have repealed the public schools and State Civil Service affirmative action employment programs. Would have prohibited public officers and employees from giving any preferences based on race, sex, color, ethnicity, or national origin to any person in hiring or promotion. Would have prohibited the consideration of any factor other than merit in hiring or promoting professional positions, but would have permitted the consideration of economic factors in the evaluation of applicants for entry-level jobs. Would have repealed the annual "glass ceiling" report on the promotion and salaries of women and minorities in the state civil service. Would have repealed the requirement that state agencies collect employment data separately for each of the major Asian and Pacific Islander groups.

*Died in the Assembly Higher Education Committee.*

**AB 727 (Richter) Admissions: Race Neutral Determinations.** Would have prohibited public schools and colleges from considering a person's race, except as ordered by a court as a matter of federal law or state constitutional law, in determining admission or financial assistance or in evaluating academic performance. Would have authorized the statewide postsecondary governing boards, but not the State Board of Education or local school or college districts, to establish standards to implement those provisions, as specified.

*Died in the Assembly Higher Education Committee.*

**AB 833 (Richter) Discrimination and Preferential Treatment in Faculty Employment.** Would have prohibited public colleges and universities from using race, color, religion, sex, or national origin as a criterion for granting preferential treatment to any person with regard to faculty appointment, retention, tenure, promotion, compensation, or other terms of employment, except as ordered by a court as a matter of federal law or state constitutional law. Would have made violation of the bill subject to punishment by a fine of up to \$1,000 and/or up to one year in prison.

*Died in the Assembly Higher Education Committee.*

## BONDS

**AB 447 (Archie-Hudson) Bonds: Educational Technology Infrastructure.** Would have enacted the Educational Technology Infrastructure Bond of 1996, upon approval of the voters at the November 5, 1996 General Election. This bill would have provided \$500 million in State General Obligation Bonds to school districts and public higher education institutions for the installation of wiring and cabling, technological modernization, acceptable power sources, telecommunications and computer equipment.

*Died in the Senate Education Committee.*

**AB 786 (Archie-Hudson) Bonds: Higher Education Facilities.** Would have authorized the issuance of \$900 million in State General Obligation Bonds for higher education facilities upon voter approval on March 26, 1996.

*Died in the Assembly Appropriations Committee.*

**AB 797 (Archie-Hudson) Bonds: Educational Technology Infrastructure.** Would have proposed to the voters on November 5, 1996 the issuance of \$500 million in General Obligation bonds to fund educational technology improvements in public schools (\$400 million) and colleges (\$100 million).

*Died on the Assembly Floor.*

**AB 1168 (Campbell) Bonds: Public Education Facilities.** Enacted the Public Education Facilities Act of 1996, and placed a \$3 billion General Obligation bond measure for K-12 and higher education school facilities, including \$2.25 billion for schools facilities and \$975 million for higher education facilities, before the voters at the March 26, 1996 direct primary election.

*Chapter 1, Statutes of 1996.*

**AB 27 (McDonald) California State University, Los Angeles and Dominguez Hills: Teacher Preparation and Credentialing.** Would have required the Schools of Education of the California State University at Los Angeles (CSULA) and Dominguez Hills (CSUDH) to conduct pilot programs to study alternative methods of preparing and credentialing educators. Would have directed the Commission on Teacher Credentialing (CTC) to expeditiously review the pilot program applications of CSULA and CSUDH. Would have directed CSULA and CSUDH to make the pilot program results available to other state universities with educator preparation programs.

*Died in the Assembly Higher Education Committee.*

**AB 730 (Hannigan) California State University: Trustees.** Would have increased the membership of the California State University Board of Trustees by adding an additional student trustee, appointed by the Governor for a two-year term. Would have authorized a student trustee who graduates within six months before the end of the term to finish that term.

*Died in the Assembly Higher Education Committee.*

**AB 864 (Aguiar) California State University: Direct Vendor Payments: Pilot Project.** Extends the California State University (CSU) direct vendor payment pilot project from April 1, 1996, to December 31, 1996, and advances the deadline for CSU to report on the project from January 1, 1997, to January 1, 1996.

*Chapter 283, Statutes of 1995.*

**AB 1386 (Richter) California State University at Chico: Sale of Real Property.** Broadens the options for the California State University (CSU) to dispose of six specified properties which are part of the CSU, Chico campus.

*Chapter 908, Statutes of 1995.*

**AB 1520 (McPherson) California State University: Energy Conservation Projects.** Allows the California State University (CSU) to contract with entities commonly known as Energy Service Companies. Authorizes CSU to sell, exchange or dispose of real property using revenues from parking and housing programs, at fair market value, to a CSU auxiliary organization. Also authorizes educational entities to participate in joint power agencies to establish risk pooling arrangements for payment of general liability losses.

*Chapter 522, Statutes of 1995.*

**AB 1681 (Campbell) California State University: Temporary Employees.** Would have granted permanent status to any California State University temporary nonacademic employee who has served at least half-time in the same classification for at least four consecutive years.

*Died in the Assembly Higher Education Committee.*

**AB 2463 (Caldera) Outreach and Assistance for Emancipated Foster Youth: California State University and California Community Colleges.** Requires the California Community Colleges and California State University to provide specified outreach and support services to improve access and retention in higher education programs for emancipated foster youths.

*Chapter 1129, Statutes of 1996.*

**AB 2613 (Aguiar) California State University: Direct Vendor Payments.** Requires the California State University to establish a process which would allow any CSU campus to make payments directly to vendors from its revolving fund.

*Chapter 934, Statutes of 1996.*

**AB 2693 (Willard Murray) California State University: Peace officers.** Would have amended various peace officer statutory provisions to include peace officers employed by the University of California and the California State University police departments, which would have treated university police officers similarly to other peace officers.

*Died in the Assembly Appropriations Committee.*

**AB 2873 (Vasconcellos) University of California and California State University.** Would have provided that no person is eligible for appointment by the Governor as University of California Regent or California State University Trustee if that person or his or her spouse has made one or more contributions totaling more than one hundred dollars to that Governor at any time after his or her filing of a declaration of candidacy for the office of Governor or while he or she is serving as Governor.

*Died in the Assembly Higher Education Committee.*

**AB 3132 (Firestone) California State University.** Changes the law relating to the California State University's state agency status, contract and purchase authority, rulemaking authority and authority

to create a joint power agency for the purpose of administering risk management pools.

*Chapter 938, Statutes of 1996.*

**SB 617 (Polanco) Rehabilitative Prison Enterprises.** Would have amended current law which requires state departments, the Trustees of the California State University or state agencies to purchase products or services provided by the Prison Industry Authority enterprises to exempt a state department or agency from such a requirement if the department or agency determines that a product or service provided by the authority is not a best value purchase.

*Died in the Assembly Appropriations Committee.*

**SB 627 (Hughes) California State University: Student Aid.** Would have extended by five years the sunset date for the Real Estate Scholarship and Internship Grant program, administered by the California State University.

*Died in the Assembly Higher Education Committee.*

## COMMUNITY COLLEGES

### *ADULT EDUCATION*

**AB 467 (Vasconcellos) Community colleges: Adult School Diplomas.** Would have required each community college district to report the number of adult education diplomas granted each year to the Department of Education.

*Died in the Assembly Higher Education Committee.*

**AB 824 (Ducheny) Community Colleges: Adult Education.** Would have established a commission on adult education to develop a plan for revising the funding rates for K-12 adult education and community college non-credit programs. The bill also would have made various changes to adult education programs and funding.

*Vetoed by Governor.*

**AB 839 (Ducheny) Community Colleges: Adult Education: Delineation of Functions Agreements.** Would have created a method for resolving disputes between K-12 and community college districts regarding which agencies should provide adult education services.

*Vetoed by Governor.*

**AB 1697 (Thompson) Community Colleges: Adult Education.** Would have required each school or community college district operating an adult education program to adopt a delineation-of-functions agreement with the appropriate community college or school district, respectively, by June 30, 1996, and renegotiate the agreement within five years after its adoption. A district operating without a delineation-of-functions agreement after June 30, 1996, would have been denied state apportionment funding for adult education enrollment.

*Died in the Assembly Higher Education Committee.*

### *ECONOMIC DEVELOPMENT*

**AB 470 (Vasconcellos) Community Colleges: Economic Development Program.** Would have required that the California Community Colleges Economic Development Program, to the extent that it develops workforce development programs, place an emphasis on assisting small businesses.

*Died in the Assembly Higher Education Committee.*



**AB 2421 (Baca) Community Colleges: Economic Development Program.** Expands the mission of the California Community Colleges Economic Development Program to include assistance to communities experiencing military base downsizing and closures.

*Chapter 276, Statutes of 1996.*

**SB 433 (Solis) Community Colleges: Economic Development Program.** Would have established an emphasis in the California Community Colleges' Economic Development program statewide workforce element for for-profit businesses with 100 employees or less.

*Vetoed by the Governor.*

**SB 1809 (Polanco) Community Colleges: Economic Development Program.** Makes various changes to provide a more regional focus to the California Community Colleges Economic Development program, and includes new requirements for performance audits of the program.

*Chapter 1057, Statutes of 1996.*

## ***FACULTY***

**AB 810 (Allen) Community Colleges: Health Insurance: Part-Time Faculty.** Would have established the Part-Time Community College Faculty Health Insurance Program to provide state matching funds (50 percent) for health insurance premiums. Would have authorized the allocation of matching funds under the Part-Time Community College Faculty Health Insurance Program to districts which choose to participate in the program, to the extent those funds are allocated in the annual Budget Act.

*Died in the Assembly Appropriations Committee.*

**AB 3099 (Campbell) Community Colleges: Health Insurance for Part-Time Faculty.** Establishes a program in which the state would provide up to one-half of the cost of premiums for health insurance coverage for part-time community college faculty and their dependents.

*Chapter 943, Statutes of 1996.*

**AB 3457 (Setencich) Community Colleges: Employees.** Would have required that administrators employed by contract or appointment who complete one satisfactory year of service from July 1 following the date of initial hire be granted a contract of at least two years. Also would have

required that the governing board of a community college district give at least a 90-day notice to classified administrators who are to be terminated or otherwise have their status changed.

*Died in the Assembly Appropriations Committee.*

## **FINANCE**

**AB 2 (Archie-Hudson) Community College Construction.** Would have prohibited the Board of Governors of the California Community Colleges from using enrollment capacity standards for college facilities which apply higher capacities than permitted by the Uniform Building Code. Would have directed the Board of Governors to consider the quality and condition of existing facilities when evaluating districts' five-year capital construction plans and construction project proposals.

*Died in the Assembly Appropriations Committee.*

**AB 21 (Archie-Hudson) Community Colleges: Unauthorized Fees.** Would have required the Chancellor of the California Community Colleges (CCC) to review any fee charged by a CCC campus or district, upon request of a CCC student body organization, to see if the fee had been an authorized fee. Would have provided that any revenue retained, rather than returned, from an unauthorized fee would have been considered "local property tax" revenue for purposes of state apportionments.

*Vetoed by the Governor.*

**AB 94 (W. Murray) Community Colleges: FTES.** Would have established a new mechanism for community colleges' funding enrollment growth that would have increased relative funding for districts with high growth and/or under served populations.

*Died in the Assembly Appropriations Committee.*

**AB 444 (Archie-Hudson) Community Colleges: Finance.** Prohibits community college districts from generating general purpose funding for activities that are fully funded through another source. Directs the Board of Governors of the California Community Colleges to adopt regulations to implement this prohibition. The bill also created the Charter College Act of 1995 and established a procedure for the establishment of charter California community colleges.

*Chapter 637, Statutes of 1996.*

**AB 445 (Campbell) Education Finance: Prop 98 Split.** Would have established a fixed "split" of

Proposition 98 funding between K-12 schools and community colleges, and dedicated a calculated amount of community college funds to additional enrollment growth.

*Died in the Assembly Budget Committee.*

**AB 1231 (Brulte) Community Colleges: Finance.** Would have enacted a formula for funding county offices of education in the 1996-97 fiscal year.

*Died on the Senate Floor.*

**AB 1543 (McPherson) Appropriation for Community Colleges.** Augments the Budget Act of 1994 with an appropriation of \$5 million to backfill the community colleges 1994-95 property tax revenue shortfall.

*Chapter 31, Statutes of 1996.*

**AB 1593 (Brewer) Community Colleges Investment Fund for Innovation: Public-Private Partnership.** Would have established the Community Colleges Investment Fund for Innovation to stimulate instructional innovations and professional development of faculty in new instructional approaches.

*Died in the Senate Appropriations Committee.*

**AB 2162 (Willard Murray) Community College: Fees.** Would have reduced the fees required of most students by community colleges per semester from \$13 per unit to \$10 per unit.

*Died in the Assembly Higher Education Committee.*

**AB 2305 (McPherson) Education Finance.** Would have increased the community college share of General Fund revenues appropriated under Proposition 98 and decreased the share for K-12 education provided by the state.

*Died on the Assembly Floor.*

**AB 3031 (Baca) Community Colleges: Contract Education Courses.** Exempts community college students enrolled in specified contract education courses from paying the \$13 per unit enrollment fee.

*Chapter 63, Statutes of 1996.*

**AB 3399 (Knox) Community Colleges: Public-Private Partnership: Tax Credits.** Would have authorized community colleges to offer contract education courses on worksite locations and provide tax credits to individuals and businesses which make donations to community colleges.

*Died in the Assembly Revenue and Taxation Committee.*

**SB 703 (O'Connell) California Community Colleges.** Augments the Budget Act of 1995 with a \$9.4 million appropriation to backfill the community colleges' 1995-96 property tax revenue shortfall.

*Chapter 34, Statutes of 1996.*

**SB 980 (Solis) Community College Block Grant Funds.** Would have made technical conforming changes to the 1996 Budget Act's educational trailer bill which clarifies a budget allocation to East Los Angeles College.

*Vetoed by the Governor.*

#### **GENERAL**

**AB 726 (Baldwin) Charter Community Colleges.** Would have stated legislative intent to authorize charter community colleges to operate independently of the existing community college structure.

*Died in the Assembly Higher Education Committee.*

**AB 1129 (Bates) Peralta Community College District: Reorganization.** Would have formed a new community college district from a portion of the Peralta Community College District (PCCD) that contains the Vista Community College.

*Died in the Assembly Higher Education Committee.*

**AB 1449 (Napolitano) Community colleges: Citizenship Project.** Would have required the California Community Colleges to implement, contingent on the receipt of federal funds, the "605-Corridor Distance Learning Citizenship Project" at Rio Hondo Community College as a pilot project to promote naturalization and civic participation, and to report on the implementation of the project by December 1, 1997.

*Died on the Assembly Floor.*

**AB 1641 (Knox) Middle College High School Programs.** Would have directed the California Community Colleges and the Department of Education to enter into a joint agreement for the creation of a statewide system of "middle college high schools" located on community college campuses.

*Died in the Assembly Appropriations Committee.*

**AB 2333 (Bates) Bonds: Peralta Community College District.** Permits the Peralta Community College District to obtain two-thirds voter approval to use previously authorized local General Obligation bonds for additional projects not included in the original bond measure.

*Chapter 729, Statutes of 1996.*

**AB 2336 (Knox) Middle College High Schools.** Would have required the California Community Colleges and the State Department of Education to collaborate with each other and with their respective local community colleges and local school districts to ensure the continued success of existing middle college high schools and to promote the establishment of new middle college high schools.

*Died in the Assembly Appropriations Committee.*

**AB 2463 (Caldera) Outreach and Assistance for Emancipated Foster Youth: California State University and California Community Colleges.** Requires the California Community Colleges and California State University to provide specified outreach and support services to improve access and retention in higher education programs for emancipated foster youths.

*Chapter 1129, Statutes of 1996.*

**AB 2591 (Harvey) Community Colleges: Kern Community College District.** Extends the deadline, from January 1, 1996 to January 1, 2002, for the Kern Community College District to dispose of specified surplus property through negotiation rather than sealed bid.

*Chapter 59, Statutes of 1996.*

**SB 4 (Russell) Community Colleges: Student Body Organizations: Funds.** Expands the investment option available to community college student body organizations by providing them the same options that are currently available in statutes to California State University student body organizations.

*Chapter 201, Statutes of 1995.*

**SB 40 (Johannessen) Transportation Service Fees: Schoolbus: Definition.** Allows specified community college districts to assess transportation fees to offset the cost of transportation services, and exempts those districts from specified regulations related to transporting students below the 12th grade level.

*Chapter 542, Statutes of 1995.*

**SB 277 (Polanco) Citizenship Centers.** Would have created a Citizenship Center Program to provide naturalization outreach services, assessment, guidance, counseling, and support services by schools, community colleges, and community-based organizations to persons seeking citizenship.

*Died in the Assembly Appropriations Committee.*

**SB 450 (Solis) Community Colleges: Numbering System and Bond Proceeds: Allocation for San Joaquin campus, University of California.** Allocates \$5 million from the 1996 Higher Education Capital Outlay Bond Fund for development of the San Joaquin campus of the University of California and directs the Board of Governors to develop, maintain, and disseminate a general common course numbering system and report to the Legislature by January 1, 1998, on progress toward implementation.

*Chapter 493, Statutes of 1995 (Sections 3-5 Vetoed by the Governor regarding Bond Proceeds).*

**SB 618 (Polanco) Elections: Los Angeles Community College District.** Would have consolidated the primary and general elections for governing board members of the Los Angeles Community College District with statewide primary and general elections.

*Died in the Assembly Appropriations Committee.*

**SB 909 (Polanco) Community Colleges: Private Sector Internship and Apprenticeship Teaching Program: Apprenticeship Training Fund.** Would have directed the California Community Colleges to establish and support internship and apprenticeship training programs in collaboration with other state agencies, organized labor and private businesses.

*Vetoed by the Governor.*

## **GOVERNANCE**

**AB 71 (Katz) California Community Colleges: Board of Governors.** Would have added a classified employee to the 16-member Board of Governors of the California Community Colleges. The classified employee would have been appointed by the Governor by January 15, 1996, for a

two-year term from lists of at least three persons furnished by employee unions.

*Died in the Assembly Higher Education Committee.*

**AB 1296 (Ducheny) Community Colleges: Governing Boards: Student Members.** Deletes the requirement that the student board member be a resident of the district and only requires that this member be a resident of California, as residency is defined for other purposes in higher education.

*Chapter 82, Statutes of 1995.*

**AB 1297 (Ducheny) California Community Colleges: Board of Governors.** Would have required the Governor to appoint the student member of the California Community Colleges Board of Governors from a list of at least three names provided by the Council of Student Body Governments.

*Vetoed by the Governor.*

**AB 2216 (Willard Murray) Community Colleges: Hiring of District Superintendent and President of College.** Would have authorized the Chancellor of the California Community Colleges to hire a new president of any community college whenever the appropriate accrediting commission places that community college on probation or the community college is in imminent danger of losing its accredited status, and the governing board is unable to carry out its duties effectively because of its relationship with the president.

*Died in the Assembly Higher Education Committee.*

**SB 663 (Petriss) Community College: Governing Boards: Legal Counsel.** Redefines what constitutes refusal on the part of legal counsel with respect to providing legal representation for the personnel commission of a school district or community college district.

*Chapter 900, Statutes of 1995.*

## **TECHNOLOGY**

**AB 367 (Hannigan) Solano Community College Biotechnology Program.** Would have directed Solano Community College to develop a comprehensive associate degree curriculum in biotechnology by February 1, 1996, with the involvement of biotechnology firms near the college. Would have stated legislative intent to appropriate an annual amount of \$500,000 to the college to support the biotechnology program.

*Died in the Assembly Appropriations Committee.*

**AB 929 (Battin) Advanced Transportation Technologies Initiative Program.** Would have created the Advanced Transportation Technologies Initiative Program at 20 community college campuses to train technicians to service alternative fueled vehicles. Would have authorized the Chancellor's Office of the California Community Colleges to select the participating colleges from those that apply. Would have appropriated \$2.5 million to the Chancellor's office to fund the program.

*Died in the Assembly Appropriations Committee.*



## FEES

**AB 1638 (Caldera) Tuition and Fees: Foster Youth.** Would have exempted from all student fees and tuition any foster youth or emancipated foster youth who would have enrolled as an undergraduate in a public postsecondary institution by the age of 21.

*Died in the Assembly Appropriations Committee.*

**AB 1642 (Knox) Student Fees and Tuition Study.** Would have required the California Postsecondary Education Commission to report to the Governor and Legislature on the impact that increases in student fees and tuition between 1990 and 1995 have had on enrollment at California's public colleges and universities.

*Died in the Assembly Higher Education Committee.*

**AB 2162 (Willard Murray) Community College: Fees.** Would have reduced the fees required of most students by community colleges per semester from \$13 per unit to \$10 per unit.

*Died in the Assembly Higher Education Committee.*

**AB 2422 (Knight) Differential Fees.** Would have prohibited the University of California, the Hastings College of the Law, the California State University, and the California Community Colleges from charging a differential fee to any student who has earned a baccalaureate degree for any class that a student is required to take as a condition of employment.

*Died in the Assembly Higher Education Committee.*

**ACA 44 (Ducheny) Student Fees.** Would have created the College Affordability Act which prohibits an increase in the level of fees charged to students at the University of California, the California State University, and the California Community Colleges.

*Died in the Assembly Elections, Reapportionment and Constitutional Amendments Committee.*

**SB 225 (Haynes) Student Fees.** Would have prohibited California State University (CSU) from using mandatory student fees for political or ideological purposes and authorized CSU to collect and use voluntary fees for such purposes.

*Died in the Assembly Higher Education Committee.*

**SB 1261 (Dills) Student Fees.** Would have extended by five years the sunset date for the provisions of current law relating to mandatory student fees at the University of California, the California State University, and the Hastings College of Law.

*Died in the Assembly Appropriations Committee.*

## HIGHER EDUCATION

**AB 415 (Knight) Armed Forces Training and Recruitment.** Declares that there is nothing in state policy which requires the establishment or disestablishment of any armed forces training unit or class from the campus of any public postsecondary institution or the prohibition of employment recruitment by the U.S. Armed Forces on public postsecondary institutions.

*Chapter 398, Statutes of 1995.*

**AB 446 (Assembly Committee on Higher Education) Postsecondary Education.** Reorganizes and revises the higher education portion of the Education Code. The bill also makes technical corrections and deletes obsolete language from the postsecondary statutes.

*Chapter 758, Statutes of 1995.*

**AB 660 (Conroy) Citizenship Status.** Would have required public postsecondary educational institutions to verify the citizenship status of every student enrolled at that institution.

*Died in the Assembly Higher Education Committee.*

**AB 723 (Baldwin) Residence Determination.** Relaxes the requirement to qualify as a resident for purposes of postsecondary education for recently-discharged members of the armed forces who were on active duty in California, as specified.

*Chapter 389, Statutes of 1995.*

**AB 812 (Allen) Peace Officers and Public Officials: Dependents.** Consolidates and revises existing provisions of law which provide financial aid grants to dependents of public officials, peace officers, as defined, and firefighters who were killed (or in some cases disabled) in the performance of duty.

*Chapter 646, Statutes of 1995.*

**AB 821 (Kuehl) Discrimination: Enforcement.** Would have authorized civil action for damages, injunctive relief, or other appropriate equitable relief to enforce statutory prohibitions against unlawful discrimination at or by educational institutions. Would have specified that nothing in the

provisions on discrimination shall be construed to require an exhaustion of other administrative remedies, including any appeal, before civil law remedies may be pursued.

*Died in the Assembly Higher Education Committee.*

**AB 887 (Archie-Hudson) Workplace Technical Skills Act of 1995.** Would have directed the Board of Governors of the California Community Colleges to select 10 community colleges, through a competitive process, to enter into partnerships with a high-growth-industry business for the purpose of providing instruction to entry-level workers in technical skills and basic literacy. Would have directed participating colleges to solicit funds from the Employment Training Panel (ETP). Participating colleges would have also been required to provide a dollar-for-dollar match from district or private funds for any ETP funds received. Would have directed the ETP to submit to the Legislature a report on the program's return on investment by September 1, 1998.

*Died in the Assembly Higher Education Committee.*

**AB 1001 (Kuehl) Sexual Orientation: Nondiscrimination.** Would have expanded the scope of all nondiscrimination statutes applying to public educational institutions to include sexual orientation.

*Died in the Assembly Education Committee.*

**AB 1433 (Firestone) Postsecondary Education.** Would have created the new Postsecondary Education Code from all of the postsecondary provisions of the Education Code. Also would have made technical corrections and deleted obsolete language from those statutes that were affected by this bill.

*Died in the Senate Education Committee.*

**AB 1721 (Ducheny) Student and Consumer Records.** Expands, clarifies and revises the responsibilities of community college districts and school districts regarding furnishing student information in response to court orders or lawfully issued subpoenas, and notifying parents and students when furnishing such information.

*Chapter 879, Statutes of 1996.*

**AB 2186 (Conroy) Admissions: Citizenship.** Would have prohibited any person who is not lawfully in the United States from being enrolled as a student in any public postsecondary educational institution.

*Died in the Assembly Higher Education Committee.*

**AB 2393 (Archie-Hudson) Higher Education Performance Challenge Act of 1996.** Would have annually set aside a portion of state postsecondary education growth funding for the purpose of stimulating innovation at demonstration campuses.

*Died in the Assembly Appropriations Committee.*

**AB 2397 (Archie-Hudson) California Competitive Industries Development Act of 1996.** Would have established coordinated public-private sector consortia in five geographic areas of the state for the purpose of training and retraining workers for high-skill, high-wage jobs.

*Died in the Assembly Appropriations Committee.*

**AB 2477 (Archie-Hudson) Higher Education Efficiency and Innovation Act of 1996.** Would have established legislative intent and various fiscal incentives to encourage public postsecondary institutions to be more efficient in the use of capacity.

*Died in the Assembly Appropriations Committee.*

**AB 2961 (Firestone) Postsecondary education.** This bill was the Committee on Higher Education's annual omnibus cleanup bill which makes numerous technical, non-substantive changes to various Education Code provisions related to postsecondary education, and repeals 1995 Budget Act provisions inconsistent with a recent settlement agreement between the Student Aid Commission and the U.S. Department of Education.

*Chapter 62, Statutes of 1996.*

**AB 3063 (Knight) Armed Forces Training and Recruitment.** Would have required the Regents of the University of California, the Trustees of the California State University and the Board of Governors of the California Community Colleges to conduct a review and evaluation of their respective official policies concerning Reserved Officer Training Corps to access their campuses.

*Died in the Senate Education Committee.*

**SB 400 (Haynes) English Proficiency.** Enacts the English Proficiency in Higher Education Act, requiring all public higher education institutions to evaluate their teaching faculty for oral and written proficiency in English and take steps to accomplish this proficiency.

*Chapter 200, Statutes of 1995.*

**SB 1074 (Killea) Outcome Assessment Study.** Would have directed the California Postsecondary Education Commission to collaborate with the postsecondary sectors, relevant state agencies, and other interested parties in the development of outcome assessment measures.

*Vetoed by the Governor.*

**SB 1301 (Petriss) Commission on the Financing of Higher Education.** Would have established the Commission on the Financing of Higher Education to develop a specific plan for financing public higher education for submission to the Governor and Legislature by July 1, 1998.

*Died in the Assembly Higher Education Committee.*

## PRIVATE POSTSECONDARY EDUCATION

**AB 482 (Goldsmith) Private Postsecondary Education Institutions.** Would have authorized the Student Aid Commission to recalculate a certain private postsecondary education institution's default rate if it is between 10% and 20% to enable them to be exempt from licensure and regulation by the Council for Private Postsecondary and Vocational Education. Would have had a sunset date of June 30, 1996.

*Died on the Senate Floor.*

**AB 1698 (Firestone) Private Postsecondary and Vocational Education.** Makes numerous technical changes to the Private Postsecondary and Vocational Education Reform Act of 1989, including the change of definition for "short-term seminar training" which is represented to lead to an occupation or job title.

*Chapter 533, Statutes of 1995.*

**AB 2544 (Davis) Private Postsecondary Education.** Would have made numerous substantive and technical changes to the Private Postsecondary and Vocational Education Reform Act of 1989.

*Died in the Assembly Higher Education Committee.*

**AB 2960 (Firestone) Private Postsecondary and Vocational Education Reform Act of 1989.** Would have extended by five years, from June 30, 1997 to June 30, 2002, the sunset date for the Private Postsecondary & Vocational Education Reform Act of 1989.

*Vetoed by the Governor.*

**SB 695 (Greene) Private Postsecondary Education.** Amends several provisions of law related to the determination of refunds and placement rates for students enrolled in private postsecondary and vocational schools.

*Chapter 545, Statutes of 1995.*

**SB 1569 (Greene) Private Postsecondary and Vocational Education Reform Act of 1989.** Makes a number of minor changes in the regulatory requirements governing private vocational institutions.

*Died in the Assembly Higher Education Committee.*

## STUDENT FINANCIAL AID

**AB 412 (Hannigan) Student Financial Aid.** Would have established April 15 as the final filing date for student financial aid applications for the Cal Grant program.

*Died in the Assembly Higher Education Committee.*

**AB 1920 (Bordonaro) California Student Loan Authority.** Abolishes the California Student Loan Authority and transfers it to the California Educational Facilities Authority, with the power to finance, directly or through an intermediary, the purchase of student loans.

*Chapter 917, Statutes of 1995.*

**AB 2306 (Firestone) Cal Grant Program.** Expands the pool of institutions to which Cal Grant recipients may attend to include any regionally accredited nonprofit California institution that provides 10 percent of its operating budget for student financial aid.

*Chapter 341, Statutes of 1996.*

**AB 2307 (Firestone) State Guaranteed Loan Reserve Fund: Loan Study Council.** Establishes a continuous appropriation from the State Guaranteed Loan Reserve Fund to the California Student Aid Commission (CSAC) for the limited purpose of making timely payments on defaulted student loans under specified circumstances, and makes minor changes in the composition of the CSAC's Loan Study Council.

*Chapter 374, Statutes of 1996.*

**AB 2629 (Firestone) Scholarshare.** Would have authorized an investor to make deposits into a savings account, known as a "Scholarshare Account," at a bank, savings and loan, or credit union. The funds in the account would have been dedicated for postsecondary educational expenses of the investor or their designee. Interest earned on the Scholarshare accounts would have been exempt from state taxation and matched by the state once the investor or their designee was accepted to a college or university they planned to attend.

*Died in the Assembly Appropriations Committee.*

**AB 3133 (Firestone) Student Aid Commission: Nonprofit Corporation.** Authorizes the California Student Aid Commission to establish a nonprofit public auxiliary organization to administer its participation in the Federal Family Education Loan Program. Continuously



appropriates federal funds within the State Guaranteed Loan Reserve Fund without regard to fiscal years.

*Chapter 961, Statutes of 1996.*

**SB 12 (Mello) Cal Grant Program.** Authorizes Cal Grant participation by students attending the California State University, Monterey Bay, until January 1, 1999.

*Chapter 104, Statutes of 1995.*

**SB 627 (Hughes) California State University: Student Aid.** Would have extended by five years the sunset date for the Real Estate Scholarship and Internship Grant program, administered by the California State University.

*Died in the Assembly Higher Education Committee.*

**SB 1380 (Hayden) Hayden Educational Security Act of 1996.** Would have established the California Education Trust to allow individuals to enter into contracts with the State of California to guarantee payment of fees for the future education of their designated beneficiary in public postsecondary institutions.

*Died in the Assembly Appropriations Committee.*

**SB 2034 (Killea) Child Development Teacher Grant Program.** Would have replaced the existing Child Development Teacher Loan Assumption Program with a grant program by creating the Child Development Teacher Grant Program which would have used federal funds to provide grants to students pursuing postsecondary training to become child development teachers or supervisors.

*Died in the Assembly Appropriations Committee.*

**AB 240 (Horcher) University of California: Open Meetings.** Would have applied the open meeting and public notice requirements of the Bagley-Keene Open Meeting Act to subsidiary bodies created by the Regents and auxiliary organizations. Would have required specific university officers who have authority to allocate discretionary funds to provide an annual report to the Regents of any discretionary allocations made during the previous fiscal year.

*Died in the Assembly Higher Education Committee.*

**AB 667 (Bustamante) University of California: Telemedicine Advisory Committee: Health Care of Under served Populations.** Would have directed the Regents of the University of California to establish a Telemedicine Advisory Task Force to examine the use of communication technology in the rural health care system and to prepare a report of the task force findings by July 1, 1997, for review by the Legislature.

*Died in the Senate Health and Human Services Committee.*

**AB 2512 (Speier) University of California: False Claims Actions.** Authorizes the University of California to prosecute fraud under the California False Claims Act.

*Chapter 652, Statutes of 1996.*

**AB 2627 (Firestone) University of California: Real Property Sales.** Would have authorized the University of California to sell real property which has a value of \$500,000 or more by requiring the sale notification in specific newspapers, allowed the sale of property to the next best offer in the case of nonperformance by the highest bidder, and exempted sales of university investment property from the bidding process.

*Died in the Assembly Higher Education Committee.*

**AB 2915 (Friedman) Breast Cancer Research.** Requires the State Auditor to conduct an audit of the Breast Cancer Research Program grant award process during 1996-97 to determine whether the program has adequate controls to safeguard the program's funds and to minimize any potential conflicts that may arise from the university's dual role as program administrator and grant recipient. Also makes technical changes in the law governing the research program.

*Chapter 543, Statutes of 1996.*

**ACA 14 (Campbell) University of California: Personnel and Tenure Files.** Would have required the Regents of the University of California to disclose to university employees all additions to their personnel and tenure files.

*Died in the Assembly Higher Education Committee.*

**ACR 30 (Willard Murray) University of California: African-American Study.** Requests the Regents of the University of California to undertake various studies and related actions to address the problems of African Americans.

*Resolution Chapter 70, Statutes of 1996.*

**ACR 67 (Bordonaro) University of California: Geriatrics Training.** Encourages the University of California to continue its efforts to modify its medical school curricula to include geriatrics and related pharmacology.

*Resolution Chapter 42, Statutes of 1996.*

**SB 179 (Kelley) Water Reuse Research.** States the intent of the Legislature that the University of California, to the extent that public or private funds are available for these purposes, establish a coordinated multidisciplinary research and outreach program on water reuse and recycling within existing University of California research structures, and serve as a clearinghouse for information and publications on water reuse.

*Chapter 422, Statutes of 1995.*

**SB 450 (Solis) Community Colleges: Numbering System and Bond Proceeds: Allocation for San Joaquin campus, University of California.** Allocates \$5 million from the 1996 Higher Education Capital Outlay Bond Fund for development of the San Joaquin campus of the University of California and directs the Board of Governors to develop, maintain, and disseminate a general common course numbering system and report to the Legislature by January 1, 1998, on progress toward implementation.

*Chapter 493, Statutes of 1995 (Sections 3-5 Vetoed by the Governor regarding Bond Proceeds).*

**SB 1062 (Marks) Hastings College of the Law.** Would have added a student representative to the 11-member board of directors of the Hastings College of the Law.

*Vetoed by the Governor.*

**SB 1864 (Alquist) Seismic Safety Research.** Requests the University of California to establish the Center for Earthquake Engineering Research on or after July 1, 1996. Also transfers \$1 million from the State Highway Account and \$500,000 from the General Fund to the newly-created Earthquake Risk Reduction Fund.

*Chapter 966, Statutes of 1996.*

**SCR 66 (Kopp) Academic Research: "Gag Clauses."** Urges the University of California (UC), the California State University and the California Community Colleges to prohibit contractual agreements which require the permission of an outside entity to publish or otherwise communicate research results, except in specified circumstances. In addition, the resolution encourages UC to contest vigorously the enforcement of any such existing "gag clause."

*Resolution Chapter 83, Statutes of 1996.*

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